

## REMARKS

### **I. Introduction**

With the cancellation herein without prejudice of claims 14 to 19, 21, and 24 to 26, claims 13, 20, 22, 23, and 27 are pending in the present application. In view of the foregoing amendments and the following remarks, it is respectfully submitted that all of the presently pending claims are allowable, and reconsideration is respectfully requested.

Applicants note with appreciation the acknowledgment of the claim for foreign priority and the indication that all certified copies of the priority documents have been received.

### **II. Double Patenting**

Regarding the provisional double patenting rejection, while this provisional rejection is not agreed with, to facilitate matters, Applicants are prepared to file a Terminal Disclaimer upon withdrawal of all other rejections and an indication that the present application is otherwise in condition for immediate allowance.

### **III. Rejection of Claims 13 to 27 Under 35 U.S.C. § 112**

Regarding the rejection of claims 13 to 27 under 35 U.S.C. § 112, second paragraph, claims 14 to 19, 21, and 24 to 26 have been canceled without prejudice herein, rendering moot the present rejection with respect to claims 14 to 19, 21, and 24 to 26, and claim 13 has been amended herein without prejudice to delete the phrase, “for detecting a cylinder pressure in an internal combustion engine.” In view of the foregoing, withdrawal of this rejection is respectfully requested.

### **IV. Rejection of Claims 13 to 22, 24, 26, and 27 Under 35 U.S.C. § 102(b)**

Claims 13 to 22, 24, 26, and 27 were rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 6,539,787 (“Murai et al.”). It is respectfully submitted that Murai et al. does not anticipate the present claims as amended herein for at least the following reasons.

Claims 14 to 19, 21, 24 and 26 have been canceled without prejudice herein, rendering moot the present objection with respect to claims 14 to 19, 21, 24 and 26.

Claim 13 has been amended herein without prejudice to recite, *inter alia*, that the device includes a sensor situated in the housing between the fixation member and a second end of the glow plug, the sensor disposed separately from the heating pin, in a force-locking manner between the fixation member and a fixation element implemented with prestressing, the fixation element being a sleeve crimped with the housing. Support for this amendment may be found, for example, on page 3, lines 23 to 26, of the Specification.

In contrast to the foregoing, Murai et al. states in column 8, lines 51 and 52, that the “pressure sensor 300 is arranged **outside of the housing**” (emphasis added). Murai et al. makes no mention whatsoever of the sensor being situated **in a housing**. As such, it is respectfully submitted that Murai et al. does not disclose, or even suggest, all of the features included in claim 13. Consequently, it is respectfully submitted that Murai et al. does not anticipate claim 13, or claims 20, 22, and 27, which depend from claim 13.

In view of all of the foregoing, withdrawal of this rejection is respectfully requested.

#### **V. Rejection of Claims 23 and 25 Under 35 U.S.C. § 103(a)**

Claims 23 and 25 were rejected under 35 U.S.C. § 103(a) as unpatentable over Murai et al. It is respectfully submitted that Murai et al. does not render unpatentable these claims for at least the following reasons.

Claim 25 have been canceled without prejudice herein, rendering moot the present objection with respect to claim 25.

Claim 23 depends from claim 13 and therefore includes all of the features included in claim 13. As more fully set forth above, Murai et al. does not disclose, or even suggest, all of the features included in claim 13. As such, it is respectfully submitted that Murai et al. does not render unpatentable claim 23, which depends from claim 13.

In view of all of the foregoing, withdrawal of this rejection is respectfully requested.

**VI. Conclusion**

It is therefore respectfully submitted that all of the presently pending claims are allowable. All issues raised by the Examiner having been addressed, an early and favorable action on the merits is earnestly solicited.

Respectfully submitted,

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